IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRL.MISC.NO. 17166-M OF 2006

DATE OF DECISION: SEPTEMBER 7, 2006

Savitri Devi and another

....PETITITIONERS

VERSUS

State of Haryana and others ....RESPONDENTS

CORAM: HON'BLE MR.JUSTICE SATISH KUMAR MITTAL

Present: Mr. Swaraj Arora, Advocate,
for petitioner No.1.
Mr.Partap Singh, Sr.DAG, Haryana.

...

The petitioners, who are the complainants, have filed this petition 482 Cr.P.C for issuing direction to respondents No.1 and 2 to arrest the accused in case FIR No.51 dated 13.4.2005 registered u/s 120-A, 120-B,207,307 and 420 IPC at Police Station Beri, Distt.Jhajjar.

I have heard the counsel for the parties.

Counsel for the respondent-State states that in this case after the investigation, the police has found the allegations levelled by petitioner No.1 as false and a cancellation report has been submitted to the court and the police has decided to initiate the proceedings under Section 182 IPC and the said proceedings are also pending before the Judicial Magistrate.

In view of these facts, since the matter is pending before the Judicial Magistrate for acceptance of cancellation report and the proceedings under Section 182 IPC have been initiated against petitioner No.1, which are also pending before the Judicial Magistrate, in my opinion, the present prayer made by the petitioners cannot be granted.

Dismissed.

September 7, 2006 (SATISH KUMAR MITTAL)
vkg JUDGE